

**OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA**

SEVENTEENTH DAY'S PROCEEDINGS

**Thirty-First Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Monday, May 23, 2005

The Senate was called to order at 5:00 o'clock P.M., by Hon. Donald E. Hines, President of the Senate.

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Total - 35		

ABSENT

Cain	Hollis
Total - 2	

The President of the Senate announced there were 35 Senators present and a quorum.

Prayer

The prayer was offered by Senator Broome, following which the Senate joined in pledging allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Broome, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

**Privilege Report of the
Legislative Bureau**

May 23, 2005

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication.

HOUSE BILL NO. 332—

BY REPRESENTATIVES PINAC, BRUCE, CROWE, DOERGE, FRITH, GEYMAN, JACKSON, KLECKLEY, LAFONTA, T. POWELL, RITCHIE, GARY SMITH, STRAIN, TRAHAN, WADDELL, WALSWORTH, WHITE, AND WINSTON

AN ACT

To amend and reenact R.S. 51:1286(C)(1)(b) and (c), relative to tourism; to provide for restrictions on in-state advertising by the office of tourism; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 462—

BY REPRESENTATIVES HAMMETT, SALTER, ALARIO, DORSEY, BRUCE, CROWE, DOERGE, FRITH, GEYMAN, KLECKLEY, LAFONTA, PINAC, RITCHIE, GARY SMITH, WALSWORTH, WHITE, AND WINSTON AND SENATORS HINES, BAJOE, HEITMEIER, AND MOUNT

AN ACT

To amend and reenact R.S. 51:3053(5)(a) and to enact R.S. 51:3054(B)(4), relative to the Louisiana Major Project Development Authority; to provide for certain project thresholds; to authorize the creation of an executive committee of the board of directors; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 638—

BY REPRESENTATIVE KLECKLEY

AN ACT

To amend and reenact R.S. 22:6(1) and 71.1(C)(1), relative to life insurance; to provide for the classification of life insurance; to provide for domestic stock insurers; to provide for the authority to transact combinations of kinds of insurance; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ARTHUR J. "ART" LENTINI
Chairman

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

DISAGREEMENT TO HOUSE BILL

May 19, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 272 by Representative Baldone, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Baldone, Martiny and Dove.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

**PASSED SENATE BILLS AND
JOINT RESOLUTIONS**

May 19, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 54— BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 38:3086.23(A) and (B) and to enact R.S. 38:3086.22(D), relative to the Bayou Lafourche Fresh Water District; to authorize the inclusion of Terrebonne Parish within the district under certain terms, conditions and requirements; to provide relative to membership and composition of the district board; to require prior approval of the Terrebonne Parish Council and voters of Terrebonne Parish; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 167—

BY SENATOR AMEDEE AND REPRESENTATIVE QUEZAIRE

AN ACT

To enact R.S. 38:326.1(E), relative to the Lafourche Basin Levee District; to authorize the district to contract for certain law enforcement services with sheriffs' offices within the boundaries of the levee district; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 307—

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 39:1351(A) and (B), 1352, 1353, and 1354, and to enact R.S. 17:10.1(C), relative to fiscal administrators for political subdivisions; to provide relative to the authority to seek the judicial appointment of a fiscal administrator for political subdivisions; to provide for the authority of the State Board of Elementary and Secondary Education to define certain circumstances applicable to city, parish, and other local public school systems; to provide relative to the appointment of a fiscal administrator; to provide relative to the duties, authority, and termination of the authority of such fiscal administrator; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 258—

BY SENATORS KOSTELKA, BAJOE, MOUNT AND SCHEDLER AND REPRESENTATIVES JOHNS, ALARIO, DORSEY, HAMMETT AND SALTER

AN ACT

To amend and reenact R.S. 13:5106(B)(1) and (2), relative to the Louisiana Governmental Claims Act; to provide relative to limitations of liability for the state and political subdivisions; to provide for liability for damages for personal injury and wrongful death; to provide for legislative intent; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

Introduction of Resolutions, Senate and Concurrent

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 93—

BY SENATOR DUPLESSIS

A RESOLUTION

To welcome the Honorable Felix Owusu-Adjapong, Majority Leader of the Parliament of Ghana, on the occasion of his visit to the Thirty-First Regular Session of the Louisiana Legislature.

On motion of Senator Duplessis, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 94—

BY SENATOR B. GAUTREAUX

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army First Sergeant Michael J. Bordelon upon his death from wounds suffered in Operation Iraqi Freedom.

On motion of Senator B. Gautreaux, the resolution was read by title and adopted.

SENATE CONCURRENT RESOLUTION NO. 69—

BY SENATOR THEUNISSEN

A CONCURRENT RESOLUTION

To continue the Governor's Aviation Advisory Commission, as created by Senate Concurrent Resolution No. 78 of the 1997 Regular Session of the Legislature and continued by Senate Concurrent Resolution No. 3 of the 2004 Regular Session of the Legislature, and to provide for its membership.

The resolution was read by title. Senator Theunissen moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Amedee	Ellington	Marionneaux
Barham	Fields	McPherson
Boasso	Fontenot	Michot
Broome	Gautreaux B	Mount
Chaisson	Gautreaux N	Murray
Cheek	Jackson	Nevers
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Total - 30		

NAYS

Total - 0

ABSENT

Adley	Heitmeier	Schedler
Bajoie	Hollis	
Cain	Romero	
Total - 7		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 70—

BY SENATOR BARHAM

A CONCURRENT RESOLUTION

To direct the Senate and House agriculture, forestry, aquaculture, and rural development committees to meet and function as a joint committee to study and review the operational structure and procedures, including expenditures for management and operation, of the soil and water conservation districts in Louisiana; and to direct the office of soil and water conservation to assist the committee in its study.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

Senate Bills and Joint Resolutions on Second Reading to be Referred, Subject to Call

The following Senate Bills and Joint Resolutions were read and referred to committees as follows:

Called from the Calendar

Senator B. Gautreaux asked that Senate Bill No. 276 be called from the Calendar at this time.

SENATE BILL NO. 276—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 30:2015.1, relative to coastal wetland areas and remediation of certain areas; to provide relative to coastal wetland areas; to provide relative to remediation of coastal wetland areas and usable ground water; to provide certain terms, conditions, definitions, procedures, and requirements; to provide relative to actions by the Department of Natural Resources and Department of Environmental Quality; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Environmental Quality.

**Senate Resolutions
on Second Reading**

The following Senate Resolutions were read and acted upon as follows:

SENATE RESOLUTION NO. 92—

BY SENATOR MARIONNEAUX

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Marine Corporal Kyle J. Grimes upon his death in Operation Iraqi Freedom.

On motion of Senator Bajoie, the resolution was read by title and returned to the Calendar, subject to call.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House**ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS**

May 23, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 92—

BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 9:315.9 and 335(A)(2), relative to shared custodial arrangements; to clarify the definition of shared custody; to authorize a six-month trial period; to provide for the calculation of the child support obligation; to provide relative to the feasibility and presumptions of certain physical custody orders; and to provide for related matters.

HOUSE BILL NO. 101—

BY REPRESENTATIVE T. POWELL

AN ACT

To amend and reenact R.S. 14:93.13(B) and to enact R.S. 14:93.12(B)(3) and R.S. 32:414(S), relative to offenses involving unlawful purchase or possession of alcoholic beverages; to provide with respect to criminal penalties for unlawful purchase or possession of alcoholic beverages; to authorize driver's license suspensions as additional criminal

penalties; to provide relative to the issuance of a restricted driver's license; and to provide for related matters.

HOUSE BILL NO. 260—

BY REPRESENTATIVE HUNTER

AN ACT

To enact Code of Civil Procedure Article 2904, relative to testaments; to provide for the videotaping of the execution and reading of testaments; to provide for the admissibility of a videotape; to provide for the definition of "videotape"; and to provide for related matters.

HOUSE BILL NO. 261—

BY REPRESENTATIVE HUNTER

AN ACT

To enact Children's Code Article 1004(H), relative to termination of parental rights; to authorize termination by any interested person under certain circumstances; to provide for procedures; and to provide for related matters.

HOUSE BILL NO. 303—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:6006(A), relative to authorizing a credit against income and corporation franchise taxes for ad valorem taxes paid to political subdivisions on natural gas held, used, or consumed in providing natural gas storage services or operating natural gas storage facilities; to delete an obsolete reference; and to provide for related matters.

HOUSE BILL NO. 569—

BY REPRESENTATIVE BAUDOIN

AN ACT

To enact R.S. 47:463.129, relative to motor vehicle prestige license plates; to provide for the creation of a Ladies Auxiliary, V. F. W. prestige license plate; to provide for the issuance of such plate; to provide relative to the fees for such plate; to provide for use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

HOUSE BILL NO. 601—

BY REPRESENTATIVES SALTER, MONTGOMERY, ST. GERMAIN, ARNOLD, BALDONE, CURTIS, FAUCHEUX, HILL, HONEY, KENNEY, ODINET, JANE SMITH, AND TOWNSEND

AN ACT

To enact R.S. 47:359(K), relative to the occupational license tax; to provide by which the occupational license tax is assessed on pharmacies; to provide for the amount of the tax; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 771—

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 40:1484.2(8) and to enact R.S. 40:1484.9(E) and 1484.14, relative to air-supported structures; to provide for the definition of operator; to provide that certain provisions of law shall apply to operators of air-supported structures; to require operators of such structures to maintain minimum liability insurance or bond; to require that operators of air-supported structures report such purchases to the assistant secretary; to provide that the assistant secretary maintain a record of reported purchases; to provide penalties for an operator's failure to report; and to provide for related matters.

HOUSE BILL NO. 817—

BY REPRESENTATIVE HAMMETT

AN ACT

To enact R.S. 47:1675 and to repeal R.S. 47:287.34, relative to income and corporation franchise tax credits; to provide for eligibility and application of the tax credits; to provide general administrative provisions for tax credits; to provide for an effective date; and to provide for related matters.

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17th DAY'S PROCEEDINGS

HOUSE BILL NO. 78—

BY REPRESENTATIVES LAFLEUR, SALTER, ALARIO, DORSEY, AND HAMMETT AND SENATORS HINES, BAJOE, HEITMEIER, AND MOUNT

AN ACT

To amend and reenact R.S. 47:305.50(B), relative to the state sales and use tax; to exempt fabrication, modification, or repairs of rail rolling stock; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 141—

BY REPRESENTATIVE WALKER

AN ACT

To amend and reenact R.S. 47:462(A)(5)(a) and 477, relative to the registration and licensing of certain vehicles; to provide relative to the classification of certain trucks, tandem trucks, truck-tractors, semitrailers, and trailers; to clarify the classification of such vehicles owned by persons engaged in the business of actual farming; to provide relative to the registration of trailers; to authorize certain law enforcement agencies to assign serial numbers and inspect certain trailers; and to provide for related matters.

HOUSE BILL NO. 226—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact Code of Civil Procedure Articles 592(A)(3)(b), 1917, 2031(A), and 2083, relative to civil procedure; to provide for the continuous revision of the Code of Civil Procedure as required by R.S. 24:251; to provide for written reasons for judgment and findings of fact in class action certifications and for appeal therefrom; to provide for the commencement of the time period in which to request the court to give findings of fact and written reasons for judgment in a nonjury trial; to provide for the interruption of prescription with the filing of a motion to revive a judgment; to provide for appeal of interlocutory judgments; and to provide for related matters.

HOUSE BILL NO. 318—

BY REPRESENTATIVE BADON

AN ACT

To amend and reenact Code of Civil Procedure Article 2293(B), relative to notice of seizure of property; to provide for giving additional notice of seizure to occupants and tenants; to provide relative to the validity of the sheriff's sale for failure to serve additional notices; to provide for an optional method of giving notice when the property consists of more than ten units; to provide for filing of an affidavit in the foreclosure proceeding records and the effect thereof; to provide for the inapplicability of additional notice provisions to certain property; to provide for the validity of foreclosure proceedings deemed not in compliance with Act No. 877 of the 2004 Regular Session; and to provide for related matters.

HOUSE BILL NO. 595—

BY REPRESENTATIVE SALTER

AN ACT

To enact R.S. 38:2325(A)(16), relative to the Sabine River Authority; to clarify the powers of the Sabine River Authority to enter into certain contracts and agreements; to provide for an effective date; to provide for related matters.

HOUSE BILL NO. 738—

BY REPRESENTATIVES M. GUILLORY AND PINAC

AN ACT

To amend and reenact R.S. 9:3515(A)(1) and to enact R.S. 9:3516(38), relative to the Louisiana Consumer Credit Law; to provide for home protection plans; to provide for a definition; and to provide for related matters.

HOUSE BILL NO. 848—

BY REPRESENTATIVE HONEY

AN ACT

To amend and reenact R.S. 40:1142(F), relative to certification fees assessed operators of water supply and sewerage systems; to

provide for fees for examinations and issuance and renewals of certificates; and to provide for related matters.

HOUSE BILL NO. 84—

BY REPRESENTATIVE CAZAYOUX

AN ACT

To enact R.S. 46:2134(G), relative to domestic abuse assistance; to provide for the payment of costs; and to provide for related matters.

HOUSE BILL NO. 464—

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 32:361.2(A)(2)(d) and to enact R.S. 15:587(A)(1)(d), relative to motor vehicle safety equipment; to provide relative to medical exemptions to window tinting regulations; to require applicants for such exemptions to consent to the release of criminal history records and identification files under certain circumstances; to require the release of such information to law enforcement agents under certain circumstances; and to provide for related matters.

HOUSE BILL NO. 212—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact Section 2 of Act No. 15 of the 1996 Regular Session of the Legislature, as amended by Act No. 47 of the 1998 Regular Session of the Legislature, Act No. 33 of the 2000 Regular Session of the Legislature, and Act No. 141 of the 2003 Regular Session of the Legislature; to extend the termination date regarding certain transactions involving certain private and parochial elementary and secondary schools; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 473—

BY REPRESENTATIVE MCDONALD

AN ACT

To amend and reenact R.S. 30:2418(H)(introductory paragraph) and to enact R.S. 30:2418(H)(10), relative to fees collected on the sale of tires; to provide for exceptions from the fee on certain tire sales; and to provide for related matters.

HOUSE BILL NO. 238—

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact R.S. 56:650(A)(2) and to enact R.S. 56:650(C), relative to the Lifetime License Endowment Fund; to provide for deposit of revenues to the fund; to provide relative to investment of the monies in the fund; and to provide for related matters.

HOUSE BILL NO. 565—

BY REPRESENTATIVES DURAND, DORSEY, ALARIO, HAMMETT, AND SALTER AND SENATORS MOUNT, HEITMEIER, AND BAJOE

AN ACT

To amend and reenact R.S. 46:978 and 979(A), relative to health care coverage for the uninsured; to provide the authority for expanding coverage to certain low-income uninsured through Medicaid waivers; to provide with respect to certain elements of the waiver; and to provide for related matters.

HOUSE BILL NO. 239—

BY REPRESENTATIVE HILL

AN ACT

To amend and reenact R.S. 47:2181.1, relative to sales of immovable property for delinquent taxes; to specify the location of the sale; and to provide for related matters.

HOUSE BILL NO. 805—

BY REPRESENTATIVE MONTGOMERY AND SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 47:6014(E)(1), relative to the taxation and for tax relief for certain telephone companies; to provide for the apportionment and dedication of certain taxes for deposit into the Telephone Company Property Assessment Relief Fund; to provide for certain restrictions on the fund; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 268—

BY REPRESENTATIVE BURRELL
AN ACT

To amend and reenact R.S. 27:392(B)(2)(a), relative to the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to provide for a portion of the monies in the Pari-mutuel Live Racing Facility Gaming Control Fund to be deposited into the Compulsive and Problem Gaming Fund; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 302—

BY REPRESENTATIVE WOOTON
AN ACT

To authorize and provide for the transfer of certain state property in Plaquemines Parish to the Plaquemines Parish governing authority; and to provide for related matters.

HOUSE BILL NO. 356—

BY REPRESENTATIVE RICHMOND
AN ACT

To amend and reenact Section 2 of Act 66 of the 2002 Regular Session of the Legislature and R.S. 47:6016(B)(4), relative to new market tax credits; to define certain terms; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 245—

BY REPRESENTATIVE T. POWELL
AN ACT

To amend and reenact R.S. 56:302.3(B)(1) and (C) and 305(B)(2) and (C)(1) and to enact R.S. 56:10(B)(1)(e) and (13), relative to providing additional funds for the enhancement of the crab fishery in Louisiana; to increase the fee for the purchase of crab gear licenses; to dedicate the revenues from such fee increase; to create the Crab Promotion and Marketing Account in the Seafood Promotion and Marketing Fund; to create the Derelict Crab Trap Removal Program Account in the Conservation Fund; and to provide for related matters.

HOUSE BILL NO. 363—

BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 35:191(N), relative to notaries public; to provide for reciprocal notarial authority in the parishes of Iberville, Ascension, East Baton Rouge, East Feliciana, Livingston, Point Coupee, West Baton Rouge, and West Feliciana; and to provide for related matters.

HOUSE BILL NO. 372—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To amend and reenact R.S. 32:388(B)(1)(b) and (c) and (C) through (F) and to enact R.S. 32:388(G), relative to penalties for overweight and oversized vehicles; to prohibit certain exceptions for overweight and over-axle penalties from being applied to violations which occur on the interstate system; and to provide for related matters.

HOUSE BILL NO. 387—

BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 38:2325(A)(16), 2327.2, and 2327.3, relative to establishing a law enforcement division for the Sabine River Authority; to authorize the board of commissioners of the Sabine River Authority to employ law enforcement officers; to provide for the qualification, responsibilities, and duties of such law enforcement officers; to require law enforcement officers to execute a bond; to require the purchase of certain equipment and supplies; to provide relative to violation of certain rules and regulations; to provide relative to penalties for violations; and to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**House Bills and Joint Resolutions
on First Reading**

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE BILL NO. 78—

BY REPRESENTATIVES LAFLEUR, SALTER, ALARIO, DORSEY, AND HAMMETT AND SENATORS HINES, BAJOE, HEITMEIER, AND MOUNT

AN ACT

To amend and reenact R.S. 47:305.50(B), relative to the state sales and use tax; to exempt fabrication, modification, or repairs of rail rolling stock; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 84—

BY REPRESENTATIVE CAZAYOUX
AN ACT

To enact R.S. 46:2134(G), relative to domestic abuse assistance; to provide for the payment of costs; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 92—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 9:315.9 and 335(A)(2), relative to shared custodial arrangements; to clarify the definition of shared custody; to authorize a six-month trial period; to provide for the calculation of the child support obligation; to provide relative to the feasibility and presumptions of certain physical custody orders; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 101—

BY REPRESENTATIVE T. POWELL
AN ACT

To amend and reenact R.S. 14:93.13(B) and to enact R.S. 14:93.12(B)(3) and R.S. 32:414(S), relative to offenses involving unlawful purchase or possession of alcoholic beverages; to provide with respect to criminal penalties for unlawful purchase or possession of alcoholic beverages; to authorize driver's license suspensions as additional criminal penalties; to provide relative to the issuance of a restricted driver's license; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 141—

BY REPRESENTATIVE WALKER
AN ACT

To amend and reenact R.S. 47:462(A)(5)(a) and 477, relative to the registration and licensing of certain vehicles; to provide relative to the classification of certain trucks, tandem trucks, truck-tractors, semitrailers, and trailers; to clarify the classification of such vehicles owned by persons engaged in the business of actual farming; to provide relative to the registration of trailers; to authorize certain law enforcement agencies to assign serial numbers and inspect certain trailers; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 212—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact Section 2 of Act No. 15 of the 1996 Regular Session of the Legislature, as amended by Act No. 47 of the 1998 Regular Session of the Legislature, Act No. 33 of the 2000 Regular Session of the Legislature, and Act No. 141 of the 2003

Regular Session of the Legislature; to extend the termination date regarding certain transactions involving certain private and parochial elementary and secondary schools; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 226—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact Code of Civil Procedure Articles 592(A)(3)(b), 1917, 2031(A), and 2083, relative to civil procedure; to provide for the continuous revision of the Code of Civil Procedure as required by R.S. 24:251; to provide for written reasons for judgment and findings of fact in class action certifications and for appeal therefrom; to provide for the commencement of the time period in which to request the court to give findings of fact and written reasons for judgment in a nonjury trial; to provide for the interruption of prescription with the filing of a motion to revive a judgment; to provide for appeal of interlocutory judgments; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 238—

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact R.S. 56:650(A)(2) and to enact R.S. 56:650(C), relative to the Lifetime License Endowment Fund; to provide for deposit of revenues to the fund; to provide relative to investment of the monies in the fund; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 239—

BY REPRESENTATIVE HILL

AN ACT

To amend and reenact R.S. 47:2181.1, relative to sales of immovable property for delinquent taxes; to specify the location of the sale; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 245—

BY REPRESENTATIVE T. POWELL

AN ACT

To amend and reenact R.S. 56:302.3(B)(1) and (C) and 305(B)(2) and (C)(1) and to enact R.S. 56:10(B)(1)(e) and (13), relative to providing additional funds for the enhancement of the crab fishery in Louisiana; to increase the fee for the purchase of crab gear licenses; to dedicate the revenues from such fee increase; to create the Crab Promotion and Marketing Account in the Seafood Promotion and Marketing Fund; to create the Derelict Crab Trap Removal Program Account in the Conservation Fund; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 260—

BY REPRESENTATIVE HUNTER

AN ACT

To enact Code of Civil Procedure Article 2904, relative to testaments; to provide for the videotaping of the execution and reading of testaments; to provide for the admissibility of a videotape; to provide for the definition of "videotape"; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 261—

BY REPRESENTATIVE HUNTER

AN ACT

To enact Children's Code Article 1004(H), relative to termination of parental rights; to authorize termination by any interested person

under certain circumstances; to provide for procedures; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 268—

BY REPRESENTATIVE BURRELL

AN ACT

To amend and reenact R.S. 27:392(B)(2)(a), relative to the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to provide for a portion of the monies in the Pari-mutuel Live Racing Facility Gaming Control Fund to be deposited into the Compulsive and Problem Gaming Fund; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 302—

BY REPRESENTATIVE WOOTON

AN ACT

To authorize and provide for the transfer of certain state property in Plaquemines Parish to the Plaquemines Parish governing authority; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 303—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:6006(A), relative to authorizing a credit against income and corporation franchise taxes for ad valorem taxes paid to political subdivisions on natural gas held, used, or consumed in providing natural gas storage services or operating natural gas storage facilities; to delete an obsolete reference; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 318—

BY REPRESENTATIVE BADON

AN ACT

To amend and reenact Code of Civil Procedure Article 2293(B), relative to notice of seizure of property; to provide for giving additional notice of seizure to occupants and tenants; to provide relative to the validity of the sheriff's sale for failure to serve additional notices; to provide for an optional method of giving notice when the property consists of more than ten units; to provide for filing of an affidavit in the foreclosure proceeding records and the effect thereof; to provide for the inapplicability of additional notice provisions to certain property; to provide for the validity of foreclosure proceedings deemed not in compliance with Act No. 877 of the 2004 Regular Session; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 356—

BY REPRESENTATIVE RICHMOND

AN ACT

To amend and reenact Section 2 of Act 66 of the 2002 Regular Session of the Legislature and R.S. 47:6016(B)(4), relative to new market tax credits; to define certain terms; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 363—

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact R.S. 35:191(N), relative to notaries public; to provide for reciprocal notarial authority in the parishes of Iberville, Ascension, East Baton Rouge, East Feliciana, Livingston, Point Coupee, West Baton Rouge, and West Feliciana; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 372—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To amend and reenact R.S. 32:388(B)(1)(b) and (c) and (C) through (F) and to enact R.S. 32:388(G), relative to penalties for overweight and oversized vehicles; to prohibit certain exceptions for overweight and over-axle penalties from being applied to violations which occur on the interstate system; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 387—

BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 38:2325(A)(16), 2327.2, and 2327.3, relative to establishing a law enforcement division for the Sabine River Authority; to authorize the board of commissioners of the Sabine River Authority to employ law enforcement officers; to provide for the qualification, responsibilities, and duties of such law enforcement officers; to require law enforcement officers to execute a bond; to require the purchase of certain equipment and supplies; to provide relative to violation of certain rules and regulations; to provide relative to penalties for violations; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 464—

BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R.S. 32:361.2(A)(2)(d) and to enact R.S. 15:587(A)(1)(d), relative to motor vehicle safety equipment; to provide relative to medical exemptions to window tinting regulations; to require applicants for such exemptions to consent to the release of criminal history records and identification files under certain circumstances; to require the release of such information to law enforcement agents under certain circumstances; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 473—

BY REPRESENTATIVE MCDONALD
AN ACT

To amend and reenact R.S. 30:2418(H)(introductory paragraph) and to enact R.S. 30:2418(H)(10), relative to fees collected on the sale of tires; to provide for exceptions from the fee on certain tire sales; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 565—

BY REPRESENTATIVES DURAND, DORSEY, ALARIO, HAMMETT, AND SALTER AND SENATORS MOUNT, HEITMEIER, AND BAJOE
AN ACT

To amend and reenact R.S. 46:978 and 979(A), relative to health care coverage for the uninsured; to provide the authority for expanding coverage to certain low-income uninsured through Medicaid waivers; to provide with respect to certain elements of the waiver; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 569—

BY REPRESENTATIVE BAUDOIN
AN ACT

To enact R.S. 47:463.129, relative to motor vehicle prestige license plates; to provide for the creation of a Ladies Auxiliary, V. F. W. prestige license plate; to provide for the issuance of such plate; to provide relative to the fees for such plate; to provide for use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 595—

BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 38:2325(A)(16), relative to the Sabine River Authority; to clarify the powers of the Sabine River Authority to enter into certain contracts and agreements; to provide for an effective date; to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 601—

BY REPRESENTATIVES SALTER, MONTGOMERY, ST. GERMAIN, ARNOLD, BALDONE, CURTIS, FAUCHEUX, HILL, HONEY, KENNEY, ODINET, JANE SMITH, AND TOWNSEND
AN ACT

To enact R.S. 47:359(K), relative to the occupational license tax; to provide by which the occupational license tax is assessed on pharmacies; to provide for the amount of the tax; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 738—

BY REPRESENTATIVES M. GUILLORY AND PINAC
AN ACT

To amend and reenact R.S. 9:3515(A)(1) and to enact R.S. 9:3516(38), relative to the Louisiana Consumer Credit Law; to provide for home protection plans; to provide for a definition; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 771—

BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 40:1484.2(8) and to enact R.S. 40:1484.9(E) and 1484.14, relative to air-supported structures; to provide for the definition of operator; to provide that certain provisions of law shall apply to operators of air-supported structures; to require operators of such structures to maintain minimum liability insurance or bond; to require that operators of air-supported structures report such purchases to the assistant secretary; to provide that the assistant secretary maintain a record of reported purchases; to provide penalties for an operator's failure to report; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 805—

BY REPRESENTATIVE MONTGOMERY AND SENATOR ELLINGTON
AN ACT

To amend and reenact R.S. 47:6014(E)(1), relative to the taxation and for tax relief for certain telephone companies; to provide for the apportionment and dedication of certain taxes for deposit into the Telephone Company Property Assessment Relief Fund; to provide for certain restrictions on the fund; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 817—

BY REPRESENTATIVE HAMMETT
AN ACT

To enact R.S. 47:1675 and to repeal R.S. 47:287.34, relative to income and corporation franchise tax credits; to provide for eligibility and application of the tax credits; to provide general administrative provisions for tax credits; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 848—

BY REPRESENTATIVE HONEY

AN ACT

To amend and reenact R.S. 40:1142(F), relative to certification fees assessed operators of water supply and sewerage systems; to provide for fees for examinations and issuance and renewals of certificates; and to provide for related matters.

The bill was read by title; lies over under the rules.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

May 19, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 84—

BY REPRESENTATIVES DOVE AND BALDONE AND SENATOR DUPRE
A CONCURRENT RESOLUTION

To memorialize the United States Congress and the Louisiana congressional delegation to approve funding for deepening the Houma Navigation Canal, including funding efforts to make beneficial use of the dredge material for embankment stabilization.

HOUSE CONCURRENT RESOLUTION NO. 126—

BY REPRESENTATIVE GLOVER

A CONCURRENT RESOLUTION

To commend Robert L. Williams, the last working member of the original faculty of Southern University at Shreveport, for his lifetime of contributions to his community and his commitment to education in the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 129—

BY REPRESENTATIVES FAUCHEUX AND GARY SMITH AND
SENATOR AMEDEE

A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Felix "Pappy" Andrew LeBouef, a long-time member of the St. John the Baptist Parish School Board and a crucial instrument in developing the district's first magnet school, and to record posthumous tribute of the members of the Legislature of Louisiana for Pappy LeBouef's excellence as both an educator and a public servant.

HOUSE CONCURRENT RESOLUTION NO. 123—

BY REPRESENTATIVES HUNTER, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CRAVINS, CURTIS, DORSEY, GALLOT, GLOVER, GRAY, E. GUILLORY, HONEY, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, RICHMOND, AND SHEPHERD AND SENATORS BAJOE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, AND MURRAY

A CONCURRENT RESOLUTION

To urge and request African American churches, congregations, and ministers to partner with the Louisiana Municipal Black Caucus Association for the purpose of alleviating political, social, and community problems.

HOUSE CONCURRENT RESOLUTION NO. 124—

BY REPRESENTATIVES HUNTER, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CRAVINS, CURTIS, DORSEY, GALLOT, GLOVER, GRAY, E. GUILLORY, HONEY, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, RICHMOND, AND SHEPHERD AND SENATORS BAJOE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, AND MURRAY

A CONCURRENT RESOLUTION

To urge and request state and federal leaders to cooperate and collaborate with the Louisiana Municipal Black Caucus Association to promote economic development and to recognize that economic development is a key component of prosperity for African American citizens, businesses, and neighborhoods.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

House Concurrent Resolutions on First Reading

The following House Concurrent Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE CONCURRENT RESOLUTION NO. 84—

BY REPRESENTATIVES DOVE AND BALDONE AND SENATOR DUPRE
A CONCURRENT RESOLUTION

To memorialize the United States Congress and the Louisiana congressional delegation to approve funding for deepening the Houma Navigation Canal, including funding efforts to make beneficial use of the dredge material for embankment stabilization.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 123—

BY REPRESENTATIVES HUNTER, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CRAVINS, CURTIS, DORSEY, GALLOT, GLOVER, GRAY, E. GUILLORY, HONEY, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, RICHMOND, AND SHEPHERD AND SENATORS BAJOE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, AND MURRAY

A CONCURRENT RESOLUTION

To urge and request African American churches, congregations, and ministers to partner with the Louisiana Municipal Black Caucus Association for the purpose of alleviating political, social, and community problems.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 124—

BY REPRESENTATIVES HUNTER, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CRAVINS, CURTIS, DORSEY, GALLOT, GLOVER, GRAY, E. GUILLORY, HONEY, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, RICHMOND, AND SHEPHERD AND SENATORS BAJOE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, AND MURRAY

A CONCURRENT RESOLUTION

To urge and request state and federal leaders to cooperate and collaborate with the Louisiana Municipal Black Caucus Association to promote economic development and to recognize that economic development is a key component of prosperity for African American citizens, businesses, and neighborhoods.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 126—

BY REPRESENTATIVE GLOVER

A CONCURRENT RESOLUTION

To commend Robert L. Williams, the last working member of the original faculty of Southern University at Shreveport, for his lifetime of contributions to his community and his commitment to education in the state of Louisiana.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 129—

BY REPRESENTATIVES FAUCHEUX AND GARY SMITH AND
SENATOR AMEDEE

A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Felix "Pappy" Andrew LeBouef, a long-time member of the St. John the Baptist Parish School Board and a crucial instrument in developing the district's first magnet school, and to record posthumous tribute of the members of the Legislature

of Louisiana for Pappy LeBouef's excellence as both an educator and a public servant.

The resolution was read by title; lies over under the rules.

House Bills and Joint Resolutions on Second Reading to be Referred

The following House Bills and Joint Resolutions were read by title and referred to committees as follows:

HOUSE BILL NO. 121— BY REPRESENTATIVE ODINET

AN ACT

To amend and reenact R.S. 40:2010.7 and to enact R.S. 40:2010.11, relative to nursing home and long-term care facility residents and patients; to provide for mandatory criminal background checks on those seeking admittance to a nursing home or long-term care residential facility; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

HOUSE BILL NO. 125— BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 37:751(A)(5), 780(B)(1), (2), and (3), 788(B)(4), and 795(B)(2)(a) and (3)(a) and to enact R.S. 37:780(B)(4) and 795(B)(2)(q), (r), (s), and (t), relative to the Dental Practice Act; to provide for definitions; to provide for the application of a license or a permit; to provide costs and fees for violations; to alter existing fees; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

HOUSE BILL NO. 224— BY REPRESENTATIVE DARTEZ

AN ACT

To amend and reenact R.S. 49:259(B) and (C), relative to state funds; to increase the balance in the Department of Justice Legal Support Fund dedicated to support certain expenses of the Department of Justice; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Finance.

HOUSE BILL NO. 365— BY REPRESENTATIVE DORSEY

AN ACT

To enact R.S. 11:162(E), R.S. 17:1519.16, and R.S. 42:398 and 808(D) and to repeal R.S. 11:413(12), relative to certain health care professionals employed by medical centers of the Louisiana State University Health Sciences Center; to authorize establishment of unclassified health care professional employee pools for such medical centers; to provide for benefits of employees in the pools; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

HOUSE BILL NO. 369— BY REPRESENTATIVES DURAND, SALTER, ALARIO, DORSEY, AND HAMMETT AND SENATORS HINES, BAJOIE, HEITMEIER, AND MOUNT

AN ACT

To amend and reenact R.S. 46:153.3(C), relative to the medical assistance program; to remove certain drugs from the exemptions to the preferred drug list with prior approval; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

HOUSE BILL NO. 393— BY REPRESENTATIVE BRUNEAU AND SENATOR MURRAY

AN ACT

To amend and reenact R.S. 27:392(B)(3)(d), relative to the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to increase the amount of monies in the Pari-mutuel Live Racing Facility Gaming Control Fund dedicated for deposit into the Beautification and Improvement of the New Orleans City Park Fund; to establish the Greater New Orleans Sports Foundation Fund as a special fund in the state treasury and to provide for the deposit and use of monies in the fund; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Finance.

HOUSE BILL NO. 538— BY REPRESENTATIVES MCVEA, BOWLER, ANSARDI, LABRUZZO, SCALISE, AND WINSTON

AN ACT

To enact R.S. 28:382.2 and to repeal R.S. 28:382.1, relative to the local governance of human services delivery; to provide a statewide human services and accountability framework for the system delivery of mental health, developmental disabilities, and addictive disorders services; to establish the Human Services Interagency Council; to provide for the planning, monitoring, and coordination of the statewide framework; to ensure accountability, policy setting, coordination, and monitoring of human services delivery at the state and local level; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

HOUSE BILL NO. 654— BY REPRESENTATIVES MONTGOMERY, ALARIO, GLOVER, HOPKINS, HUNTER, SCALISE, JANE SMITH, THOMPSON, ALEXANDER, ARNOLD, BALDONE, BAUDOIN, BAYLOR, BRUCE, BURRELL, CAZAYOUX, CRAVINS, CURTIS, DAMICO, DANIEL, DARTEZ, DOERGE, DORSEY, DOVE, DOWNS, DURAND, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, HEBERT, HILL, JACKSON, JEFFERSON, JOHNS, KATZ, MCDONALD, PIERRE, PINAC, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SHEPHERD, GARY SMITH, JACK SMITH, ST. GERMAIN, STRAIN, TOOMY, TOWNSEND, TRAHAN, WADDELL, AND WALKER

AN ACT

To amend and reenact R.S. 48:2072(B), 2073(7) through (19), 2077(17), (18), and (23), and 2082(B) through (O) and to enact R.S. 9:165(C) and R.S. 48:2073(20), 2077(24), and 2082(P), relative to authorizing the Louisiana Transportation Authority to issue revenue bonds secured by unclaimed property receipts; to create the Unclaimed Property Fund; to provide for the deposit of monies into the Unclaimed Property Fund and the use of those monies; to create the Unclaimed Property Leverage Fund; to provide for the deposit of monies into the Unclaimed Property Leverage Fund and the use of those monies; to authorize the state treasurer to transfer the monies in the Unclaimed Property Leverage Fund to the Louisiana Transportation Authority; to provide relative to unclaimed property bonds; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Finance.

HOUSE BILL NO. 680— BY REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 23:1101(B), 1102(A)(2), 1208(D) and (G), 1226(A) and (B)(3)(a), 1272(D), 1291(C)(3), (4), and (5), 1310.3(E), 1310.7(B) and (C), 1377(B)(1), and 1378(A)(5) and (8)(a) and (b) and to enact R.S. 23:1032.1 and 1034.2(C)(4), and to repeal R.S. 23:1101(D) and 1168(A)(2)(b), relative to workers' compensation; to provide for definitions; to provide for penalties for failure to secure workers' compensation insurance; to provide for reimbursement of dental services; to provide relative to third-party suits; to provide for nurse case managers; to eliminate methods of securing workers' compensation

insurance; to provide for the payment of penalties imposed for misrepresentations; to provide for reporting of earnings; to provide for vocational rehabilitation counseling; to provide relative to lump sum settlements; to provide relative to the records management, fraud, and workplace safety sections of the office workers' compensation administration; to provide for the jurisdiction of the workers' compensation judges; to provide for penalties and requirements for findings of contempt of court; to provide for the necessary allegations in a workers' compensation petition; to provide relative to the Second Injury Fund budget, assessments, and liabilities; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Labor and Industrial Relations.

HOUSE BILL NO. 746—

BY REPRESENTATIVE CURTIS AND SENATOR MCPHERSON
AN ACT

To amend and reenact R.S. 33:9038.1(3) and to enact R.S. 33:9038.11; to provide with respect to tax increment financing in parishes having a population of not more than one hundred thirty thousand persons and not less than one hundred twenty thousand persons according to the most recent decennial federal census; to limit the purposes for which such tax increment financing may be used; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 749—

BY REPRESENTATIVES HUTTER, BARROW, BAUDOIN, BOWLER, AND KATZ AND SENATOR DUPLESSIS
AN ACT

To enact Part XII-A of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2198.11 through 2198.13, relative to pain management clinics; to provide for definitions; to provide for licensure; to provide for rules and regulations; to provide for fees; to provide for the use of fee proceeds; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

HOUSE BILL NO. 750—

BY REPRESENTATIVE HUTTER
AN ACT

To enact Code of Civil Procedure Article 4921.1, relative to justice of the peace courts, to provide for the prosecution or defense of actions; to provide for scheduling matters for trial; to provide for abandonment; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 769—

BY REPRESENTATIVE CRAVINS
AN ACT

To enact R.S. 15:574.11(C) and (D), relative to judicial review of parole revocation decisions; to provide for appellate jurisdiction and procedure in district court for pleadings alleging a denial of a revocation hearing; to provide for a peremptive period; to provide for service of process; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

HOUSE BILL NO. 824—

BY REPRESENTATIVES ALARIO AND TRICHE
AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary accounts, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; and to regulate the administration of said funds.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Finance.

HOUSE BILL NO. 840—

BY REPRESENTATIVE ALARIO
AN ACT

To amend and reenact R.S. 51:1286(C), relative to the tax levied by the Louisiana Tourism Promotion District; to provide for the pledge and dedication for certain tourism purposes; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Finance.

HOUSE BILL NO. 841—

BY REPRESENTATIVES ALARIO AND TRICHE
AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2005-2006; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Finance.

HOUSE BILL NO. 858—

BY REPRESENTATIVES SALTER, DORSEY, LANCASTER, ARNOLD, AND ALARIO AND SENATORS HINES, BAJOE, JONES, AND HEITMEIER
AN ACT

To appropriate funds for Fiscal Year 2005-2006 to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; and otherwise to provide with respect to the appropriations and allocations herein made.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Finance.

**House Concurrent Resolutions
on Second Reading**

The following House Concurrent Resolutions were read and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 95—

BY REPRESENTATIVES ST. GERMAIN, JACK SMITH, LAMBERT, AND WOOTON AND SENATORS B. GAUTREAUX AND MARIONNEAUX
A CONCURRENT RESOLUTION

To direct the Louisiana Wildlife and Fisheries Commission to return the regulations for hunting deer with dogs in Area 6 to the same provisions as implemented in the 2004-2005 deer hunting season.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Natural Resources.

HOUSE CONCURRENT RESOLUTION NO. 115—

BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION

To commend the Evangel Christian Academy football team upon winning the 2004 Class 5A Louisiana State Football Championship and to recognize the outstanding performance and dedication exhibited by the players, coaches, and staff.

The resolution was read by title. Senator Jackson moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Adley

Dupre
Ellington

Marionneaux
McPherson

Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Lentini	
Duplessis	Malone	
Total - 34		

NAYS

Total - 0

ABSENT

Cain	Hollis	Schedler
Total - 3		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 116— BY REPRESENTATIVE DOERGE

A CONCURRENT RESOLUTION

To commend Specialist Russell "Kyle" Burleson upon his receipt of the Purple Heart and express appreciation for his service and sacrifice for his country.

The resolution was read by title. Senator Adley moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Malone
Adley	Dupre	Marionneaux
Amedee	Ellington	McPherson
Bajoie	Fields	Michot
Barham	Fontenot	Mount
Boasso	Gautreaux B	Murray
Broome	Gautreaux N	Nevers
Cain	Heitmeier	Romero
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Lentini	
Total - 35		

NAYS

Total - 0

ABSENT

Hollis	Schedler
Total - 2	

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 117— BY REPRESENTATIVE JACK SMITH

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to amend the United States Code to authorize state governors to proclaim that the United States flag shall be flown at half-staff upon the death of a member of the United States armed forces from their respective states who died on active duty.

The resolution was read by title. Senator B. Gautreaux moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Lentini	
Duplessis	Malone	
Total - 34		

NAYS

Total - 0

ABSENT

Cain	Hollis	Schedler
Total - 3		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 120— BY REPRESENTATIVE LAFLEUR

A CONCURRENT RESOLUTION

To commend the Pine Prairie High School softball team upon winning the Class 2A State Softball Championship.

The resolution was read by title. Senator Hines moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Lentini	
Duplessis	Malone	
Total - 34		

NAYS

Total - 0

ABSENT

Cain	Hollis	Schedler
Total - 3		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

LABOR AND INDUSTRIAL RELATIONS

Senator Nevers, Chairman on behalf of the Committee on Labor and Industrial Relations, submitted the following report:

May 19, 2005

To the President and Members of the Senate:

I am directed by your Committee on Labor and Industrial Relations to submit the following report:

SENATE BILL NO. 220—
BY SENATOR FONTENOT**AN ACT**

To amend and reenact R.S. 23:992, relative to employment of certain aliens; to prohibit the hiring of an alien who is not entitled to lawfully reside or work in the United States; to provide for penalties; to provide for exceptions; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
BEN NEVERS
Chairman

REPORT OF COMMITTEE ON**EDUCATION**

Senator Ullo, Chairman on behalf of the Committee on Education, submitted the following report:

May 19, 2005

To the President and Members of the Senate:

I am directed by your Committee on Education to submit the following report:

SENATE CONCURRENT RESOLUTION NO. 58—
BY SENATOR THEUNISSEN**A CONCURRENT RESOLUTION**

To urge and request that the Louisiana Board of Elementary and Secondary Education and the Louisiana Department of Education and Louisiana Superintendent of Education support, promote, and expand the Teacher Advancement Program (TAP). The Teacher Advancement Program model was created as a bold new strategy to attract and retain talented people to the teaching profession and to improve student performance by reorganizing schools in ways that provide new incentives and support for teachers.

Reported with amendments.

HOUSE BILL NO. 312—
BY REPRESENTATIVES GLOVER AND BRUCE
AN ACT

To enact Chapter 5-N of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.111 through 380.116, and R.S. 36:744(Y) and 801.18, to create the Spring Street Historical Museum in the Department of State; to provide relative to the governing authority of the museum including its composition, powers, duties, responsibilities, meetings, and officers; to provide for the adoption of rules and regulations including fees; to provide for receipt and use of funds and property; to provide relative to the authority of the secretary of state and the Department of State with respect to the museum; to provide relative to personnel and budgets of the museum; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 434—

BY REPRESENTATIVES CRANE, SALTER, ALARIO, DORSEY, HAMMETT, BRUCE, AND TOOMY AND SENATORS HINES, BAJOE, HEITMEIER, AND MOUNT

AN ACT

To enact Chapter 41 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3951, and R.S. 36:651(G)(2), relative to the creation of the High School Redesign Commission; to provide for the purpose of the commission; to provide for commission duties and responsibilities, membership, vacancies, compensation, and reporting requirements; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 775—

BY REPRESENTATIVES BARROW, ALARIO, ALEXANDER, BADON, DANIEL, DORSEY, DOWNS, FANNIN, GREENE, HAMMETT, HONEY, KENNEY, M. POWELL, T. POWELL, RITCHIE, SALTER, TRAHAN, WRIGHT, BRUCE, AND THOMPSON AND SENATORS BAJOE AND HINES

AN ACT

To amend and reenact R.S. 29:36.1(A) and (B) and to enact R.S. 29:36.1(E), to provide exemptions from tuition charges imposed by Louisiana public colleges and universities for certain students serving in the Louisiana National Guard, including but not limited to students serving pursuant to re-enlistment agreements; to provide relative to conditions, limitations, and requirements for initial and continuing eligibility for such tuition exemptions; to provide for effectiveness, to provide an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
CHRIS ULLO
Chairman

REPORT OF COMMITTEE ON**LOCAL AND MUNICIPAL AFFAIRS**

Senator Fields, Chairman on behalf of the Committee on Local and Municipal Affairs, submitted the following report:

May 19, 2005

To the President and Members of the Senate:

I am directed by your Committee on Local and Municipal Affairs to submit the following report:

SENATE BILL NO. 11—
BY SENATOR THEUNISSEN**AN ACT**

To enact R.S. 33:7574.1, relative to beachfront development districts in Cameron Parish; to provide for the membership of the board of commissioners of the Beachfront Development District No. Two of Cameron Parish; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 33—
BY SENATOR THEUNISSEN**AN ACT**

To enact R.S. 33:1236.27, relative to Cameron Parish; to provide for the zoning, land use, and siting of any public or private facility for the disposal of solid waste; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 291—

BY SENATORS DARDENNE AND HOLLIS
AN ACT

To To enact Chapter 27-C of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9039.50 through 9039.61, relative to local and regional economic development; to provide for the creation of local and regional economic development districts that may operate on a local, municipality, and multiparish basis to promote an economic development fund statewide; to provide for definitions; to provide for the appointment of members to the board of the local and regional economic development districts; to provide for the board's functions, powers, and duties; to authorize the board to exercise the power of taxation, levy assessments on property, and collect certain fees; to authorize the districts to undertake certain projects for the promotion of local and regional economic development activities; to provide procedures for the issuance of bonds, notes, certificates, or other evidences of indebtedness; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 328—

BY SENATOR JONES

AN ACT

To amend and reenact R.S. 33:2740.51(C), (F)(1), (2), and (3), (G)(1)(a), and (L)(14), to enact R.S. 33:2740.51(I)(3), (L)(15) and (16), (M), (N), (O), and (P), and to repeal R.S. 33:2740.51(H), relative to the Southside Economic Development District of the City of Monroe; to provide for its rights and powers, including the authority for tax increment financing by the district; to provide for its termination; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 334—

BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 33:1236(30)(b)(i), (iii), (iv) and (vi) and 4876 relative to the powers of local governing authorities; to provide with respect to authorization of the St. Tammany Parish governing authority to require and compel property owners to remove trash, debris, junk, wrecked or used automobiles or motor vehicles, or other discarded items being stored or kept on property; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 21—

BY REPRESENTATIVE HILL

AN ACT

To enact R.S. 33:4574.14, relative to the Allen Parish Tourist Commission; to provide for the payment of per diem to members of the commission; to limit the number of meetings for which per diem will be paid; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 452—

BY REPRESENTATIVE DOERGE

AN ACT

To amend and reenact R.S. 40:1496(D), relative to certain fire protection districts located in more than one parish; to provide relative to qualifications of members of the boards of commissioners of such districts; and to provide for related matters.

Reported favorably.

Respectfully submitted,
CLEO FIELDS
Chairman

REPORT OF COMMITTEE ON

TRANSPORTATION, HIGHWAYS AND PUBLIC WORKS

Senator Ellington, Chairman on behalf of the Committee on Transportation, Highways and Public Works, submitted the following report:

May 19, 2005

To the President and Members of the Senate:

I am directed by your Committee on Transportation, Highways and Public Works to submit the following report:

SENATE CONCURRENT RESOLUTION NO. 66—

BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to permit public access to the West Pearl River Navigational Canal located in the parishes of St. Tammany and Washington and to extend the date scheduled for closure until such time that an alternate long-term solution can be determined.

Reported favorably.

SENATE BILL NO. 217—

BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 9:165 and to enact R.S. 48:79, relative to special treasury funds; to establish the Interstate 49 Completion Fund in the state treasury; to provide for certain amounts of deposits by the administrator of the Unclaimed Property Act into the fund; to provide for disposition of funds; to provide for use of such monies in the fund; and to provide for related matters.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 31—

BY REPRESENTATIVES JANE SMITH AND MONTGOMERY

A CONCURRENT RESOLUTION

To authorize and direct the Department of Public Safety and Corrections, office of motor vehicles, to inform applicants for issuance and renewal of Louisiana drivers' licenses of the anatomical gift donor and living will designations on the reverse side of the license.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 56—

BY REPRESENTATIVE HILL AND SENATOR HINES

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to designate a portion of Louisiana Highway 10 in Oakdale, Louisiana, as the "Dr. George B. Mowad Memorial Highway" and to erect proper signage along this route reflecting this designation.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 65—

BY REPRESENTATIVE JACK SMITH

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a traffic signal at the intersection of Railroad Avenue and US Highway 90 in Patterson, Louisiana.

Reported favorably.

HOUSE BILL NO. 123—

BY REPRESENTATIVES DOWNS AND GALLOT

AN ACT

To enact R.S. 36:509(U) and Part XXXI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3087.281 through 3087.295, relative to the Lincoln Parish Reservoir Authority; to create the Lincoln Parish Reservoir

Authority as a state agency; to provide for a board of commissioners to manage the reservoir authority; to provide for the reimbursement of the amount originally paid for property returned to a prior landowner; to limit the authority of the district to expropriate property; to provide for the powers and duties of the authority including the authority to issue bonds; to prohibit certain actions; to provide for penalties; to provide relative to the authority's relationship with the Department of Transportation and Development and the Louisiana Wildlife and Fisheries Commission; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 243—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To authorize and provide for the conveyance of certain state property in Allen Parish and East Baton Rouge Parish to the Department of Transportation and Development; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 256—

BY REPRESENTATIVE DOVE
AN ACT

To amend and reenact R.S. 38:301(C)(1)(b) and to enact R.S. 38:301(C)(2)(g) and (3), relative to the Terrebonne Levee and Conservation District; to provide relative to the appropriation of property by the district; to provide relative to notification of property owners; to provide relative to challenges to an appropriation or compensation paid for appropriated property; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 270—

BY REPRESENTATIVES ANSARDI AND MARTINY
AN ACT

To amend and reenact R.S. 32:411.1(E)(2), relative to the surrender of drivers' licenses; to authorize the issuance of temporary permits electronically under certain circumstances; to provide relative to certain requirements; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 294—

BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 2:135.1(A)(4), relative to the lease of certain airport facilities at the Natchitoches Regional Airport; to exempt leases from provisions on leases of public lands; to require the governing authority of certain airports to meet certain requirements; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 313—

BY REPRESENTATIVE HAMMETT
AN ACT

To enact Part XXXI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3087.281 through 3087.297, relative to Lake St. John in Concordia Parish; to create the Lake St. John Recreation and Water Conservation District as a political subdivision of the state; to create and to provide for a board of commissioners to manage the district; to provide for powers and duties of the district and the board; to authorize the board to levy taxes and parcels fees, issue bonds, and incur debt; to authorize the board to promulgate rules and regulations to accomplish the purposes of the district; to provide for penalties; to provide relative to the duties and powers of the Department of Transportation and Development and the Louisiana Wildlife and Fisheries Commission; to provide with respect to mineral leases; to provide for creation and construction of playgrounds and recreational facilities; to

provide for the regulation of commercial establishments; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 339—

BY REPRESENTATIVE PITRE
AN ACT

To authorize the Grand Isle Port Commission to use certain state property for seafood research; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 390—

BY REPRESENTATIVES STRAIN AND DANIEL
AN ACT

To amend and reenact R.S. 38:421(B) through (F) and (I) through (K) and to enact R.S. 38:421(O), relative to the assessments and forced contribution of levee and drainage districts; to exempt certain produce and other commodities from the local assessment or forced contribution; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 498—

BY REPRESENTATIVES KLECKLEY, GEYMAN, JOHNS, AND MORRISH AND SENATOR THEUNISSEN
AN ACT

To name a portion of Nelson Road Extension in Calcasieu Parish the L'Auberge Boulevard and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 509—

BY REPRESENTATIVE TRICHE
AN ACT

To enact R.S. 32:853(A)(1)(e), relative to motor vehicle operating records; to provide relative to offenses included on an individual's operating record; to prohibit certain offenses from appearing on an individual's operating record; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 548—

BY REPRESENTATIVE THOMPSON
AN ACT

To authorize and provide for the transfer of certain property in Richland Parish to the Department of Culture, Recreation and Tourism; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 596—

BY REPRESENTATIVE FANNIN
AN ACT

To enact R.S. 36:509(U) and Part XXXI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3087.281 through 3087.295, relative to the Jackson Parish Dugdemona Watershed Reservoir Authority; to create the Jackson Parish Dugdemona Watershed Reservoir Authority as a state agency; to provide for a board of commissioners to manage the reservoir authority; to provide for the powers and duties of the authority including the authority to issue bonds; to prohibit certain actions; to provide for penalties; to provide relative to the authority's relationship with the Department of Transportation and Development and the Louisiana Wildlife and Fisheries Commission; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 669—

BY REPRESENTATIVE MCVEA

AN ACT

To enact Chapter 44 of Title 34 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 34:3281 through 3286, to create the West Feliciana Parish Port Commission; to provide for a board of commissioners to manage the commission; to provide for the powers and duties of the commission including the authority to levy taxes and issue bonds; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 717—

BY REPRESENTATIVE MCDONALD

AN ACT

To enact Part XXXI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3087.281 through 3087.294, to create the Bayou Desiard Lake Restoration Commission as a political subdivision of the state; to provide relative to the purpose and boundaries of the commission; to provide for a board of commissioners to manage the commission; to provide for powers and duties of the commission and board; to provide relative to the power of taxation and the issuance of bonds; to prohibit certain actions; to provide for penalties; to provide relative to the commission's relationship with the Department of Transportation and Development and the Louisiana Wildlife and Fisheries Commission; and to provide for related matters.

Reported favorably.

Respectfully submitted,
NOBLE E. ELLINGTON
Chairman

**Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees**

The following Senate Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

**Senate Bills and Joint Resolutions
on Second Reading**

The following Senate Bills and Joint Resolutions were taken up and acted upon as follows:

SENATE BILL NO. 354 (Substitute of Senate Bill No. 314 by Senator Marionneaux)—

BY SENATOR MARIONNEAUX

AN ACT

To enact Part XLII-A of Chapter 5 of Title 40 of the Louisiana Revised Statute of 1950, to be comprised of R.S. 40:1300.30, relative to the preservation and improvement of the health, comfort, and environment of the people of the state by limiting exposure to tobacco smoke; to create the Louisiana Clean Indoor Air Act; to provide relative to purposes, definitions, restrictions, exceptions and penalties; to provide for an effective date; and to provide for related matters.

On motion of Senator Jones, the bill was read by title and ordered engrossed and passed to a third reading.

Rules Suspended

Senator Marionneaux asked for and obtained a suspension of the rules for the purpose of taking up at this time.

**Senate Resolutions
to be Adopted, Subject to Call**

The following Senate Resolutions to be adopted, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Marionneaux asked that Senate Resolution No. 37 be called from the Calendar at this time.

SENATE RESOLUTION NO. 37—

BY SENATOR MARIONNEAUX

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army National Guard Staff Sergeant William F. Manuel upon his death in Operation Iraqi Freedom.

On motion of Senator Marionneaux, the resolution was read by title and adopted.

Called from the Calendar

Senator Marionneaux asked that Senate Resolution No. 38 be called from the Calendar at this time.

SENATE RESOLUTION NO. 38—

BY SENATOR MARIONNEAUX

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army Private First Class Lionel Ayro upon his death in Operation Iraqi Freedom.

On motion of Senator Marionneaux, the resolution was read by title and adopted.

Regular Order of the Day Resumed

Special Order of the Day

The following Senate Bill on Third Reading and Final Passage, which was made Special Order of the Day No. 1, was taken up and acted upon as follows:

SENATE BILL NO. 282—

BY SENATOR JONES

AN ACT

To amend and reenact R.S. 42:1414 and to enact R.S. 15:308, relative to penalties for conviction of certain offenses; to provide for the removal of a state, district, parish, ward, or municipal employee; to provide for the discretion of the state, district, parish, ward, or municipality to maintain or terminate an employee convicted of a nonviolent felony; to provide for retroactive application of certain penalty provisions as applied to defendants who were convicted or who were sentenced prior to June 15, 2001; to provide for period within which to file a motion for amendment, modification, or reconsideration of sentence; to provide for amendment of sentences in accordance with more lenient penalty provisions; and to provide for related matters.

On motion of Senator Jones, the bill was read by title and returned to the Calendar, subject to call.

**Senate Bills and Joint Resolutions on
Third Reading
and Final Passage**

The following Senate Bills and Joint Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

SENATE BILL NO. 157—
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 14:98(D)(1)(a), the introductory paragraph of R.S. 14:98(D)(1)(b), (c), and (d) and (E)(1)(a), the introductory paragraph of R.S. 14:98(E)(1)(b), (c), and (d) and (I), relative to operating a vehicle while intoxicated; to provide with respect to the criminal penalties for third, fourth, and subsequent offenses of operating a vehicle while intoxicated; to provide for the court's discretion in suspending a portion of the criminal sentence for third, fourth, and subsequent offenses; to provide for the court's discretion in ordering an offender to substance abuse treatment and home incarceration; and to provide for related matters.

Floor Amendments Sent Up

Senator Mount sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Engrossed Senate Bill No. 157 by Senator Chaisson

AMENDMENT NO.1

On page 4, at the end of line 6, add the following:

"However, if the court determines that an offender is unable to pay the costs incurred for participating in a substance abuse treatment program, driver improvement program, or home incarceration, the court may, upon completion of such program or home incarceration, require that the offender reimburse the state for all or a portion of such costs pursuant to a payment schedule determined by the court."

On motion of Senator Mount, the amendments were adopted.

The bill was read by title. Senator Chaisson moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux N	Nevers
Broome	Jackson	Romero
Chaisson	Jones	Schedler
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	
Total - 32		

NAYS

Boasso
Total - 1

ABSENT

Cain	Heitmeier
Gautreaux B	Hollis
Total - 4	

The Chair declared the amended bill was passed. The title was read and adopted. Senator Chaisson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 172—
BY SENATORS CRAVINS AND CAIN
AN ACT

To amend and reenact R.S. 27:392(B)(9) and to enact R.S. 27:392(B)(10), relative to the distribution of revenues derived under the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to provide for the distribution of such revenues to certain members and their dependents of the Jockey Guild, Inc. for certain purposes; and to provide for related matters.

On motion of Senator Cravins, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 173—
BY SENATOR MICHOT
AN ACT

To amend and reenact R.S. 47:306.1 and 337.20, relative to the payment of state and local sales and use taxes by interstate and foreign transportation dealers; to provide for the optional method by which such dealers calculate and pay such taxes; and to provide for related matters.

The bill was read by title. Senator Michot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Romero
Broome	Jackson	Schedler
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Dardenne	Malone	
Duplessis	Marionneaux	
Total - 34		

NAYS

Total - 0

ABSENT

Cain	Heitmeier	Hollis
Total - 3		

The Chair declared the bill was passed. The title was read and adopted. Senator Michot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 184—
BY SENATOR LENTINI
AN ACT

To amend and reenact 40:1299.39.1(A)(1)(e), (2)(a), (3)(a), and the introductory paragraph of (4), and the introductory paragraph of (G) and R.S. 40:1299.47 (A)(1)(e), (2)(a), (3)(a) and (c) and the introductory paragraph of (4), the introductory paragraph of (G), (L) and (M), to enact R.S. 40:1299.39.1(A)(5) and 1299.47(A)(5) and to repeal R.S. 40:1299.47(K); relative to medical liability; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 184 by Senator Lentini

AMENDMENT NO.1

On page 3, line 5, following "in" change "Subparagraphs (3) and (4) of this Paragraph" to "Paragraphs (3) and (4) of this Subsection"

On motion of Senator Lentini, the amendments were adopted.

The bill was read by title. Senator Lentini moved the final passage of the amended bill.

ROLL CALL**YEAS**

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Romero
Broome	Jackson	Schedler
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Dardenne	Malone	
Duplessis	Marionneaux	
Total - 34		

NAYS

Total - 0

ABSENT

Cain	Heitmeier	Hollis
Total - 3		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 188—

BY SENATORS FONTENOT, BAJOE, HINES AND MOUNT AND REPRESENTATIVES ALARIO, HAMMETT AND SALTER

AN ACT

To amend and reenact R.S. 30:2076.2(A)(3), (B)(3), (C)(1), and (D), relative to violations of the Louisiana Pollutant Discharge Elimination System; to authorize the costs of investigation and prosecution be included in the criminal penalties; to change such violations from a misdemeanor offense to a felony offense; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 188 by Senator Fontenot

AMENDMENT NO.1

On page 2, lines 2 and 12, at the beginning of the line change "conviction" to "violation"

AMENDMENT NO. 2

On page 3, line 15, following "subsequent" change "conviction" to "violation"

On motion of Senator Lentini, the amendments were adopted.

The bill was read by title. Senator Fontenot moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Romero
Broome	Jackson	Schedler
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Dardenne	Malone	
Duplessis	Marionneaux	
Total - 34		

NAYS

Total - 0

ABSENT

Cain	Heitmeier	Hollis
Total - 3		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Fontenot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 231—

BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 11:153, relative to consolidated public retirement systems; to provide with respect to provisions affecting more than one system; to authorize an employer of any member of a state or statewide public retirement system to purchase credit for regular or nonregular military service of a member; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 231 by Senator Adley

AMENDMENT NO.1

On page 1, line 2, following "R.S. 11:153", insert "A., C.(1)(a), (c) and (2), D.(1) and (2)(a)(i) and (b) and H."

AMENDMENT NO. 2

On page 1, line 9, following "R.S. 11:153", insert "A., C.(1)(a), (c) and (2), D.(1) and (2)(a)(i) and (b) and H." and change "is" to "are"

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Broome sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Broome to Engrossed Senate Bill No. 231 by Senator Adley

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 11:153," insert "and to repeal R.S. 11:268(G)."

AMENDMENT NO. 2

On page 1, line 5, after "member;" insert "to delete the sunset provision requiring the governing authority of each state public retirement system or pension system to prepare a policy proposing how it intends to invest in small and emerging businesses, venture capital firms, and in-state money management firms;"

AMENDMENT NO. 3

On page 3, between lines 20 and 21 insert the following:
"Section 2. R.S. 11:268(G) is hereby repealed."

AMENDMENT NO. 4

On page 3, line 21, change "Section 2." to "Section 3."

On motion of Senator Broome, the amendments were adopted.

Floor Amendments Sent Up

Senator B. Gautreaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator B. Gautreaux to Engrossed Senate Bill No. 231 by Senator Adley

AMENDMENT NO. 1

On page 1, at the end of line 14, insert ", except Clerks' of Court Retirement and Relief Fund."

On motion of Senator B. Gautreaux, the amendments were adopted.

The bill was read by title. Senator Adley moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Romero
Broome	Jackson	Schedler
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Dardenne	Malone	
Duplessis	Marionneaux	
Total - 34		

NAYS

Total - 0

ABSENT

Cain	Heitmeier	Hollis
Total - 3		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Adley moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 336—

BY SENATORS MALONE AND CHEEK
AN ACT

To enact R.S. 47:337.10(J), relative to exemptions from sales and use tax levied by certain political subdivisions of the state; to provide an exemption from such tax for certain transactions related to certain inhibitors and certain complex biologics; and to provide for related matters.

The bill was read by title. Senator Malone moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Total - 35		

NAYS

Total - 0

ABSENT

Cain	Hollis
Total - 2	

The Chair declared the bill was passed. The title was read and adopted. Senator Malone moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 353 (Substitute of Senate Bill No. 207 by Senator Lentini)—

BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 48:390(A) and 756(A)(2), to enact R.S. 48:390.1 and 755(D), and to repeal R.S. 48:390(C) and (D), relative to railroads; to provide relative to railroad grade crossings; to provide relative to such crossings which are located on roads not maintained by the state; to authorize the Department of Transportation and Development to evaluate such crossings; to provide relative to railroad grade crossing closures on such roads determined to be necessary by the department; to prohibit the use of such funds for other uses until such closures are complete; to provide relative to eligibility for Transportation Enhancement Funds and Off-System Bridge Funds; and to provide for related matters.

On motion of Senator Lentini, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 4—

BY SENATOR B. GAUTREAUX

AN ACT

To enact R.S. 12:204.2, relative to nonprofit corporations; to provide with respect to the naming of certain nonprofit corporations; to authorize the use of "parish" in the name of a nonprofit corporation under certain circumstances; to provide limitations; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator B. Gautreaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Total - 35		

NAYS

Total - 0

ABSENT

Cain	Hollis
Total - 2	

The Chair declared the bill was passed. The title was read and adopted. Senator B. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 63—
BY SENATOR DUPLESSIS**AN ACT**

To amend and reenact R.S. 32:1254(N)(3)(k)(i)(bb), relative to motor vehicle dealer disclosure; to provide relative to dealer participation in finance charges; and to provide for related matters.

The bill was read by title. Senator Duplessis moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Total - 35		

NAYS

Total - 0

ABSENT

Cain	Hollis
Total - 2	

The Chair declared the bill was passed. The title was read and adopted. Senator Duplessis moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 77—

BY SENATORS CRAVINS AND CAIN
AN ACT

To amend and reenact R.S. 22:253(A), relative to funeral policies and burial insurance; to require each policy to specify dollar values and specific benefits to be furnished; and to provide for related matters.

Motion

On motion of Senator Cravins, Senate Bill No. 77 was made Special Order of the Day No. 1 on Tuesday, May 31, 2005, immediately following the Morning Hour.

Rules Suspended

Senator Ellington asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

**Introduction of Resolutions,
Senate and Concurrent**

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 95—

BY SENATOR NEVERS

A RESOLUTION

To commend Robert Varnado for his receipt of the Exceptional Bravery for Citizens Award.

On motion of Senator Nevers, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 96—

BY SENATOR FONTENOT

A RESOLUTION

To designate May 25, 2005, as Louisiana Chemical Industry Good Neighbor Day.

On motion of Senator Fontenot, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 97—

BY SENATOR ADLEY

A RESOLUTION

To urge and request the board of commissioners of the Webster Parish Watershed District to cease implementation of Ordinance No. 05-001.

On motion of Senator Adley, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 98—

BY SENATOR CRAVINS

A RESOLUTION

To urge and request that the governor call for reform to correct the deficiencies and inadequacies in the criminal justice and penal systems.

On motion of Senator Cravins, the resolution was read by title and referred to the Committee on Judiciary B.

SENATE CONCURRENT RESOLUTION NO. 71—

BY SENATOR SMITH

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to direct the United States Army Corps of Engineers, New Orleans District, to cease using Section 10 of the Rivers and Harbors Act to stop sustainable forestry practices in areas that have no impact on actual navigation.

On motion of Senator Ellington, the resolution was read by title and referred to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

SENATE CONCURRENT RESOLUTION NO. 72—

BY SENATOR FONTENOT

A CONCURRENT RESOLUTION

To commend Kelton Whitehead on his many years of service to the District #3 Parks and Recreation of Denham Springs Board of Directors.

The resolution was read by title. Senator Fontenot moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Chaisson	Heitmeier	Romero
Cheek	Jackson	Schedler
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Total - 33		

NAYS

Total - 0

ABSENT

Broome	Hollis
Cain	Michot
Total - 4	

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 73—

BY SENATOR N. GAUTREAUX AND REPRESENTATIVE HEBERT

A CONCURRENT RESOLUTION

To commend AGL Resources on its decision to invest in Louisiana and encourage future investments in the state.

The resolution was read by title. Senator N. Gautreaux moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Total - 35		

NAYS

Total - 0

ABSENT

Cain	Hollis
Total - 2	

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

FINANCE

Senator Heitmeier, Chairman on behalf of the Committee on Finance, submitted the following report:

May 23, 2005

To the President and Members of the Senate:

I am directed by your Committee on Finance to submit the following report:

SENATE BILL NO. 228—

BY SENATOR HINES AND REPRESENTATIVE SALTER

AN ACT

To enact R.S. 39:94(C)(4), relative to the Budget Stabilization Fund; to provide for the balance in the Budget Stabilization Fund; to define total state revenue receipts for purposes of determining the balance in the fund; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 26—

BY REPRESENTATIVE MCVEA

AN ACT

To amend and reenact R.S. 33:1236(55)(c), relative to the fees required to be charged by the clerk of court of East Feliciana Parish and remitted to the parish governing authority; to specify that the fees shall cover expenses of the office of the clerk; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 117—

BY REPRESENTATIVE FRITH

AN ACT

To amend and reenact Sections 9(B)(14)(Vermilion Parish) and 10(D)(23) of Act No. 590 of the 2004 Regular Session of the Louisiana Legislature, relative to the Revenue Sharing Fund; to provide with respect to certain distributions in Vermilion Parish for Fiscal Year 2004-2005; to provide for retroactive application of this Act; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 271—

BY REPRESENTATIVE BAYLOR

AN ACT

To amend and reenact R.S. 47:332.6(B), relative to the dedication of certain sales tax revenues in the city of Shreveport; to change the dedication and allowable uses of monies in the Shreveport Riverfront and Convention Center and Independence Stadium Fund; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 297—

BY REPRESENTATIVES JOHNS, GEYMAN, E. GUILLORY, KLECKLEY, MORRISH, AND JOHN SMITH AND SENATORS MOUNT AND THEUNISSEN

AN ACT

To amend and reenact R.S. 47:302.14, relative to the dedication of certain sales tax revenues in Calcasieu Parish; to provide for the dedication of proceeds derived from state sales tax on hotel occupancy in Calcasieu Parish; to provide for the issuance of bonds secured by such proceeds; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 592—

BY REPRESENTATIVE WALSWORTH

AN ACT

To amend and reenact R.S. 49:314(B)(3), relative to appropriations from the Transportation Trust Fund; to change the time period for the Attorney General to certify the constitutionality of appropriations from such fund prior to the expenditures of such revenues; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 821 (Substitute for House Bill No. 129 by Representative Montgomery)—

BY REPRESENTATIVES MONTGOMERY, GALLOT, M. GUILLORY, ST. GERMAIN, WALSWORTH, AND DARTEZ AND SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 13:1899(C), relative to the assessment of costs in criminal cases in city courts; to provide for a more uniform and in some instances an increase in court costs in criminal matters to fund the offices of marshals and constables of the courts; to provide for an exception, and to provide for related matters.

Reported favorably.

Respectfully submitted,
FRANCIS C. HEITMEIER
Chairman

**Privilege Report of the Committee on
Senate and Governmental Affairs**

ENROLLMENTS

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

May 23, 2005

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Concurrent Resolution has been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 68—

BY SENATORS DARDENNE AND BROOME AND REPRESENTATIVE DORSEY

A CONCURRENT RESOLUTION

To commend and congratulate WBRZ-TV Channel 2 for fifty years of broadcast service in Baton Rouge, Louisiana and the surrounding areas.

Respectfully submitted,
CHARLES D. JONES
Chairman

The foregoing Senate Concurrent Resolution was signed by the President of the Senate.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

May 23, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 51—

BY REPRESENTATIVE DAMICO

A CONCURRENT RESOLUTION

To urge and request the Department of Environmental Quality to develop a Louisiana mercury action plan with the goals of continual reduction in the use of mercury, continual reductions in releases of mercury to the environment, and minimization of human exposure to mercury.

HOUSE CONCURRENT RESOLUTION NO. 110—

BY REPRESENTATIVE SMILEY AND SENATORS AMEDEE AND FONTENOT

A CONCURRENT RESOLUTION

To recognize May 25, 2005, as American Legion and American Legion Auxiliary Poppy Day.

HOUSE CONCURRENT RESOLUTION NO. 111—

BY REPRESENTATIVE GLOVER

A CONCURRENT RESOLUTION

To commend Evangel Christian Academy upon attaining accreditation from the Southern Association of Colleges and Schools.

and asked that the President of the Senate affix his signature to the same.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

The House Concurrent Resolutions contained herein were signed by the President of the Senate.

Message from the House

**SIGNED HOUSE BILLS AND
JOINT RESOLUTIONS**

May 23, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Bills and Joint Resolutions:

HOUSE BILL NO. 28 (Duplicate of Senate Bill No. 8 by Senator Theunissen)—

BY REPRESENTATIVE MORRISH AND SENATOR THEUNISSEN AND COAUTHORED BY REPRESENTATIVES JOHNS, GEYMAN, E. GUILLORY, AND KLECKLEY

AN ACT

To amend and reenact R.S. 34:204.1(B) and (D)(12), relative to the Lake Charles Harbor and Terminal District; to provide relative to the qualifications and authority of the port director; and to provide for related matters.

May 23, 2005

HOUSE BILL NO. 658—BY REPRESENTATIVES SCHNEIDER AND BRUNEAU AND SENATORS
NEVERS AND SCHEDLER**AN ACT**

To amend and reenact R.S. 11:263, 264, 264.4, 264.7(A), 266(B) and (C), 267(B)(2) and (C), and 269, to enact R.S. 11:264.5(C) and Subpart N of Part II of Chapter 4 of Subtitle I of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:351 and 352, and to repeal R.S. 11:267(B)(3) and (D), relative to investments of the state and statewide retirement systems; to provide relative to fiduciary duty, including enforcement of requirements therefor; to require disclosure by investment consultants and money managers; to provide for penalties; to provide for reports; to provide relative to investments in certain sanctioned nations; to provide for definitions; to provide for an effective date; and to provide for related matters.

and asked that the President of the Senate affix his signature to the same.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

Leaves of Absence

The following leaves of absence were asked for and granted:

Cain	½ Day	Hollis	1 Day
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Adjournment

Senator Bajoie moved that the Senate adjourn until Tuesday, May 24, 2005, at 1:30 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:30 o'clock P.M. on Tuesday, May 24, 2005.

GLENN A. KOEPP
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk